

**IN THE UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF TEXAS  
WICHITA FALLS DIVISION**

IN RE:

SHARLEY MADLINE MARTINEZ  
2118 Yale Ave  
Wichita Falls, TX 76301

CASE NO: 17-70295  
HEARING DATE: 9/19/2018  
HEARING TIME: 10:00 AM

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**TRUSTEE'S RECOMMENDATION CONCERNING CLAIMS AND OBJECTION TO CLAIMS**

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NOW COMES Robert B. Wilson, Chapter 13 Trustee, and files this Proposed Trustee's Recommendation Concerning Claims and Objection to Claims in accordance with Bankruptcy Rule 3007 and General Order 2017 -01 and would respectively show unto the Court as follows:

**I.  
OBJECTION -- NO PROOF OF CLAIM FILED**

The following creditors were scheduled by the Debtor. No Proof of Claim has been filed by them or on their behalf as required by Bankruptcy Rule 3002(a). The bar date for filing claims pursuant to Bankruptcy Rule 3002 (c) has passed. Therefore the claims should be DISALLOWED.

TT Clm#	Creditor Name	Scheduled Amount	TT Clm#	Creditor Name	Scheduled Amount
4	Chase Card	\$3,738.00	5	Citicards Cbna	\$4,228.00
15	Synchrony Bank/Sams Club	\$4,912.00	21	Nelnet	\$1,587.00
22	Nelnet	\$833.00	23	Nelnet	\$419.00

**II.  
SPECIFIC OBJECTIONS**

None

**III.  
TRUSTEE'S RECOMMENDATIONS CONCERNING ALLOWED CLAIMS**

The Trustee hereby recommends the ALLOWANCE of the following claims for the amount and in the class as listed below.

TT Claim#	Creditor	Collateral / Description	Claimed Amt	Value	Mo Pmt	%
SECURED CREDITORS						
11	POSTEL FAMILY CREDIT UNION	2013 HYUNDAI VELOSTER	\$10,011.54	\$10,727.00	\$205.66	5.25%
TT Claim#	Creditor	Collateral / Description	Claimed Amt			
UNSECURED CREDITORS						
2	Quantum3 Group LLC as agent for	MEDICAL DEBT - FOR CAPIO PARTNERS LLC	\$1,599.00		\$0.00	
3	PORTFOLIO RECOVERY ASSOCIATES LLC	PURCHASES - FOR CAPITAL ONE BANK (USA), N.A.	\$3,939.31		\$0.00	
6	LVNV FUNDING	PURCHASES/CREDIT ONE BANK	\$2,503.32		\$0.00	
8	CAPITAL ONE NA	PURCHASES/KOHL'S	\$1,292.59		\$0.00	
10	TEXAS GUARANTEED STUDENT LOAN CORP	STUDENT LOAN	\$4,526.75		\$0.00	
12	LVNV FUNDING LLC	LOAN	\$7,135.38		\$0.00	
13	SUN LOAN COMPANY	LOAN	\$1,578.00		\$0.00	
14	QUANTUM3 GROUP LLC	FOR SYNCHRONY BANK/SAM'S	\$5,037.46		\$0.00	

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TT Claim#	Creditor	Collateral / Description	Claimed Amt	
<b>UNSECURED CREDITORS</b>				
17	WELLS FARGO BANK NA	PURCHASES	\$6,103.71	\$0.00
19	Quantum3 Group LLC as agent for	MEDICAL DEBT - FOR CAPIO PARTNERS LLC	\$335.00	\$0.00
20	PORTFOLIO RECOVERY ASSOCIATES LLC	PURCHASES - FOR CAPITAL ONE BANK (USA), N.A.	\$794.90	\$0.00
33	ASHLEY FUNDING SERVICES LLC	MEDICAL/LABORATORY CORP OF AMERICA HOLDINGS	\$36.43	\$0.00
34	Quantum3 Group LLC as agent for	MEDICAL DEBT - FOR CAPIO PARTNERS LLC	\$1,292.00	\$0.00

If the Trustee's recommendation concerning any claim differs from the amount indicated in a Creditor's Proof of Claim, the recommendation is deemed an objection to such claim. Unless a timely response or objection is filed contesting the Trustee's recommendation, the objection will be sustained and such claim will be allowed only in the amount and in the class indicated.

Any proposed changes by the Debtor that extends the term or lowers the interest rate as to any secured claim contained in the confirmed Plan must be set out in a Debtor's Objection or Response to the Trustee's Recommendation Concerning Claims and noticed to the affected Creditor in the absence of a Letter Agreement between the Debtor and the affected Creditor.

#### IV. **TRUSTEE'S PLAN MODIFICATION**

Pursuant to 11 U.S.C. Section 1329, and in accordance with General Order 2017-01 Section 8, the Trustee requests the following Modification of Debtor's Confirmed Plan, subject to feasibility herein:

Pursuant to General Order 2017-01(15)(c)(1), the plan payment and the plan base may be subsequently adjusted due to changes in the conduit mortgage payments as applicable.

#### **NOTICE OF HEARING AND PRE-HEARING CONFERENCE**

IF AN OBJECTION IS FILED, A HEARING WILL BE HELD 9/19/2018 AT 10:00 AM CONCERNING THE TRUSTEE'S RECOMMENDATION CONCERNING CLAIMS AND OBJECTION TO CLAIMS AT THE FOLLOWING LOCATION:

VIDEO: US COURTHOUSE ROOM 208, 10TH AND LAMAR STREETS, WICHITA FALLS, TX 76301

A PRE-HEARING CONFERENCE WITH THE TRUSTEE SHALL BE HELD AT US COURTHOUSE ROOM 208, 10TH AND LAMAR STREETS, WICHITA FALLS, TX 76301 ON 9/19/2018 at 8:30 AM.

ALL PARTIES ARE REQUIRED TO ATTEND THE PREHEARING CONFERENCE. ANY OBJECTIONS TO THE PLEADINGS NOT RESOLVED OR DEFAULTED AT THE PREHEARING CONFERENCE WILL BE HEARD BY THE COURT AT THE HEARING DATE AND TIME ABOVE. TO BE CONSIDERED, ANY OBJECTION OR RESPONSE MUST BE MADE IN WRITING, SERVED ON ALL AFFECTED CREDITORS AND FILED WITH THE COURT WITHIN THIRTY (30) DAYS FROM THE DATE OF SERVICE.

PURSUANT TO GENERAL ORDER 2017-01 SECTION 8(C), UNLESS AN OBJECTION IS TIMELY FILED AS TO THE TREATMENT OF ANY CLAIM OR MODIFICATION, THE CLAIM OR MODIFICATION WILL BE ALLOWED OR APPROVED AS DESCRIBED IN THE TRCC AND SUCH TREATMENT WILL BE FINAL AND BINDING ON ALL PARTIES.

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing TRUSTEE'S RECOMMENDATION CONCERNING CLAIMS AND OBJECTION TO CLAIMS was served on the following parties electronically or at the addresses listed below by U.S. First Class mail.

ASHLEY FUNDING SERVICES LLC, C/O RESURGENT CAPITAL SERVICES, PO BOX 10587, GREENVILLE, SC 29603-0587  
CAPITAL ONE NA, BECKET AND LEE, LLP, PO BOX 3001, MALVERN, PA 19355-0701  
Chase Card, Attn: Correspondence Dept, PO Box 15298, Wilmington, DE 19850  
Citicards Cbna, Citicorp Credit Svc/Centralized Bankrupt, PO Box 790040, Saint Louis, MO 63179  
INTERNAL REVENUE SERVICE, PO BOX 7317, PHILADELPHIA, PA 19101-7317  
INTERNAL REVENUE SERVICE, PO BOX 7346, PHILADELPHIA, PA 19101-7346  
LVNV FUNDING LLC, % RESURGENT CAPITAL SERVICES, PO BOX 10587, GREENVILLE, SC 29603-0587  
LVNV FUNDING, C/O RESURGENT CAPITAL SERVICES, PO BOX 10587, GREENVILLE, SC 29603-0587  
MONTE J WHITE, ATTORNEY AT LAW, 1106 BROOK AVE HAMILTON PLACE, WICHITA FALLS, TX 76301  
Nelnet, Nelnet Claims/Bankruptcy, PO Box 82505, Lincoln, NE 68501  
PORTFOLIO RECOVERY ASSOCIATES LLC, PO BOX 12914, NORFOLK, VA 23541  
PORTFOLIO RECOVERY ASSOCIATES LLC, PO BOX 41067, NORFOLK, VA 23541  
POSTEL FAMILY CREDIT UNION, 1300 BROAD ST, WICHITA FALLS, TX 76301  
PROSPER, % WEINSTEIN & RILEY PS, 2001 WESTERN AVENUE, SUITE 400, SEATTLE, WA 98121  
Quantum3 Group LLC as agent for, CF Medical LLC, PO Box 788, Kirkland, WA 98083-0788  
QUANTUM3 GROUP LLC, MOMA FUNDING LLC, PO BOX 788, KIRKLAND, WA 98083-0788  
SHARLEY MADLINE MARTINEZ, 2118 Yale Ave, Wichita Falls, TX 76301  
SUN LOAN COMPANY, 2913 BOB AVE, WICHITA FALLS, TX 76308-1028  
SYNCHRONY BANK, C/O PRA RECEIVABLES MANAGEMENT LLC, PO BOX 41021, NORFOLK, VA 23541  
Synchrony Bank/Sams Club, Attn: Bankruptcy, PO Box 956060, Orlando, FL 32896  
TEXAS GUARANTEED STUDENT LOAN CORP, PO BOX 659602, SAN ANTONIO, TX 78265  
TEXAS GUARANTEED STUDENT LOAN CORP, PO BOX 83100, ROUND ROCK, TX 78683-3100  
UNITED STATES ATTORNEY, 801 CHERRY STREET UNIT 4, FT WORTH, TX 76102-6882  
US ATTORNEY GENERAL, MAIN JUSTICE BLDG, ROOM 5111, 10TH ST & CONSTITUTION AVE, WASHINGTON, DC 20530  
WELLS FARGO BANK NA, WELLS FARGO CARD SERVICES, PO BOX 10438 MAC F8235-02F, DES MOINES, IA 50306-0438  
WELLS FARGO BANK NA, WELLS FARGO CARD SERVICES, PO BOX 9210, DES MOINES, IA 50306  
WILLIAM T NEARY, UNITED STATES TRUSTEE, 1100 COMMERCE STREET RM 976, DALLAS, TX 75242

Date: 07/12/2018

/s/ Robert B. Wilson

Robert B. Wilson, Chapter 13 Trustee